

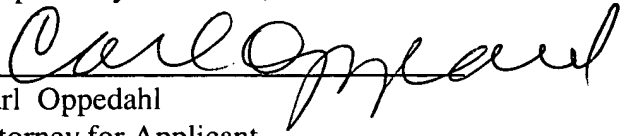
REMARKS/ARGUMENTS

Applicant is well aware that the Examiner is under no obligation to enter the present amendment at the present time, with an appeal pending. The present amendment is simply prompted by comments made by the Examiner in the Examiner's Answer. It appears to the undersigned that the proposed changes made in this amendment may obviate some of the issues on appeal, thereby simplifying the appeal or perhaps making it unnecessary. It is for this reason that the present amendment is offered, and it is for this reason that the Examiner is invited to consider entering the amendment.

Claim Rejections Under 35 U.S.C. 101

In the Office Action at page 2, the Examiner rejects claims 169-171, 173-177, 179, 182-183, and 184-208 as being non-statutory. After further consideration of Examiner's comments contained in the April 10, 2004 Office Action, Applicant amends claims 169, 170, 173, 179, 182, 184, 185, 187, 197, and 204 in an effort to expedite the prosecution of the patent application. The phrase "which system includes without limitation a computer apparatus," is amended to: "which system comprises a computer apparatus." The purposes of this change is to clear up any confusion as to the meaning of "without limitation." Appellant's original intention was that the phrase "system (which system includes without limitation a computer apparatus)" would be interpreted to mean that the system referred to must contain a computer apparatus but is not limited solely to systems that contain only a computer apparatus. The purpose of the phrase "without limitation" in this context was to negate any potential confusion that a system which contains both a computer apparatus and something else is outside the scope of such claims. In order to alleviate any further unnecessary confusion, Applicant replaces the "without limitation" phrase with the word "comprises" in order to accomplish the same goal.

Respectfully submitted,


Carl Oppedahl
Attorney for Applicant

Reg. No. 32746
P O Box 5068
Dillon, CO 80435-5068
telephone 970-468-6600